

THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

FILED

2006 AUG -3 A 9:47

GERALD L. BROWN, JR.,

Plaintiff,


v.

BANK OF AMERICA,

Defendant.

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CIV. A. NO. SA-05-CA-0779-RF

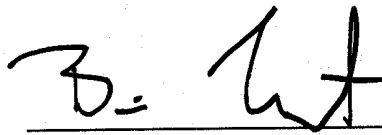
CLERK U.S. DIST. COURT
WESTERN DISTRICT OF TEXAS
BY: 

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff Gerald L. Brown, Jr. and Defendant Bank of America, N.A., having resolved the claims forming the basis for this action, jointly stipulate and move the Court to dismiss with prejudice the above-captioned case, each party to bear his or its own costs, expenses, and attorneys' fees.

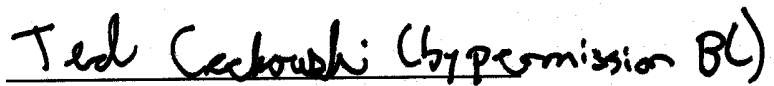
Dated: August 2, 2006.

Respectfully submitted,



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**ATTORNEYS FOR DEFENDANT BANK
OF AMERICA, N.A.**



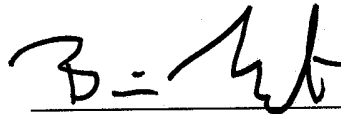
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**ATTORNEY FOR PLAINTIFF GERALD L.
BROWN, JR.**

CERTIFICATE OF SERVICE

I hereby certify that on August 2, 2006, a true and correct copy of the foregoing Joint Stipulation of Dismissal With Prejudice served on Plaintiff's counsel of record via overnight delivery addressed as follows:

Ted Cackowski
Law Offices of Tec Cackowski
101 Stumberg
San Antonio, Texas 78204

A handwritten signature in black ink, appearing to read "B. Lambert", is written over a horizontal line.

Brian Lambert

THE UNITED STATES DISTRICT COURT
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CIV. A. NO. SA-05-CA-0779-RF

ORDER OF DISMISSAL WITH PREJUDICE

Before the Court is the parties' Joint Stipulation of Dismissal with Prejudice.

IT IS THEREFORE ORDERED, ADJUDGED, and DECREED that the above-captioned case be, and hereby is, dismissed with prejudice, each party to bear his or its own costs, expenses, and attorneys' fees.

SIGNED this ____ day of _____, 2006.

ROYAL FERGUSON
UNITED STATES DISTRICT JUDGE